



GP- PAC
Docket No. CISCO-0610

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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MAR 23 2001

Technology Center 2100

APPLICANT: CHANDRUPATLA et al.

SERIAL NO.: 09/198,590

FILING DATE: November 23, 1998

TITLE: AGGREGATION OF USER USAGE DATA FOR ACCOUNTING
SYSTEMS IN DYNAMICALLY CONFIGURED NETWORKS

EXAMINER: NGUYEN, N.

ART UNIT: 2164

CERTIFICATE OF MAILING

I hereby certify that this paper is being deposited with the United States Postal Service as First Class
Mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231, on the date
printed below:

Date: March 14, 2001

Name:

Sharon E. Byam

Sharon E. Byam

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HONORABLE ASSISTANT
COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

MAR 20 2001

OFFICE OF PETITIONS

**PETITION TO WITHDRAW HOLDING OF ABANDONMENT UNDER 37 CFR
1.181(a)**

Dear Sir:

A Notice of Abandonment of the above-identified patent application was mailed to the undersigned on February 12, 2001. According to the Notice of Abandonment, the application became abandoned for failure to respond to the Office Action dated August 23, 2000. It is respectfully asserted that this notice is in error and that the consequent abandonment of the above-identified patent application is improper.

On August 31, 2000, a Continued Prosecution Application was mailed to the United States Patent and Trademark Office. This CPA was filed in response to an

advisory action indicating that an amendment filed after final rejection would cause the examiner to do a further search. A check for \$1,488.00 for the filing fee accompanied the Response, as did a Request for Extension of Time for one month and a check in the amount of \$110.00 for the Extension of Time fee. All of the papers were accompanied by a certificate of mailing via Express Mail Label No. EL575423390US in accordance with 37 C.F.R. §1.10.

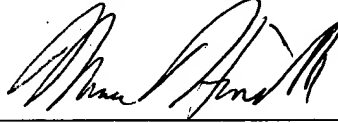
The undersigned included a return postcard to be stamped by personnel in the mail room of the United States Patent and Trademark Office upon receipt of these papers. The postcard was received by the undersigned bearing a date stamp of the United States Patent and Trademark Office dated August 31, 2000, indicating that the papers were in fact received by the United States Patent and Trademark Office on that date.

For the convenience of the United States Patent and Trademark Office, copies of all papers filed, along with a copy of the date-stamped return postcard, are included herewith.

In view of the foregoing, it is respectfully urged that the undersigned properly responded to final office action and continued the case. It is respectfully requested that the abandonment of the above-identified patent application be withdrawn.

Furthermore, since the error appears to be on the part of the Patent and Trademark Office, applicant respectfully requests that the petition fee be waived.

Respectfully submitted,
THELEN REID & PRIEST LLP



Marc S. Hanish
Reg. No. 42,626

Dated: March 14, 2001

THELEN REID & PRIEST LLP
P.O. Box 640640
San Jose, CA 95164-0640
(408) 292-5800



Please acknowledge receipt of the following by affixing hereon the Patent Office date stamp and returning said card to our office.

Inventors: l Chandrupatla et al.

Filing Date: 11/23/98

Title: Aggregation of User Usage Data For Accounting Systems In Dynamically Configured Networks

Having: Continued Prosecution Application (CPA) transmittal, letter transmittal & postcard extension of time (one)

Attorney: David B. Ritchie

Docket No.: CISC0-0610

Express Mail No.: EL575423390US

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Amount \$ 610. Check No. # 10155

Amount \$ 798.

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Inventors: l Chandrupatla et al.

Filing Date: 11/23/98

Title: Aggregation of User Usage Data For Accounting Systems In Dynamically Configured Networks

Having: Continued Prosecution Application (CPA) transmittal, letter transmittal & postcard extension of time (one)

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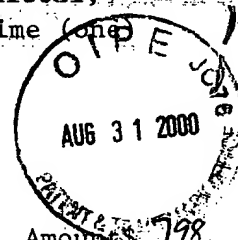
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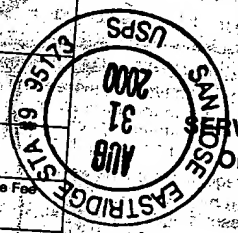
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CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL

Submit an original, and a duplicate for fee processing.
(Only for Continuation or Divisional applications under 37 C.F.R. § 1.53(d))

CHECK BOX, if applicable:

☒ DUPLICATE

Address to:

Assistant Commissioner for Patents
Box CPA
Washington, DC 20231

Attorney Docket No. of Prior Application	CISCO-0610
First Named Inventor	Chandrupatla et al.
Examiner Name	Nguyen, N.
Group / Art Unit	2764
Express Mail Label No.	EL575423390US

This is a request for a ☐ continuation or ☐ divisional application under 37 C.F.R. § 1.53(d),
(continued prosecution application (CPA)) of prior application number 09 / 198,590
filed on 11/23/98, entitled Aggregation of User Usage Data for Accounting...

NOTES:

FILING QUALIFICATIONS: The prior application identified above must be a nonprovisional application that is either: (1) complete as defined by 37 C.F.R. § 1.51(b), or (2) the national stage of an international application in compliance with 35 U.S.C. 371. A Notice will be placed on a patent issuing from a CPA, except for reissues and designs, to the effect that the patent issued on a CPA and is subject to the twenty-year patent term provisions of 35 U.S.C. § 154(a)(2). Therefore, the prior application of a CPA may have been filed before, on or after June 8, 1995.

C-I-P NOT PERMITTED: A continuation-in-part application cannot be filed as a CPA under 37 C.F.R. § 1.53(d), but must be filed under 37 C.F.R. § 1.53(b).

EXPRESS ABANDONMENT OF PRIOR APPLICATION: The filing of this CPA is a request to expressly abandon the prior application as of the filing date of the request for a CPA. 37 C.F.R. § 1.53(b) must be used to file a continuation, divisional, or continuation-in-part of an application that is not to be abandoned.

ACCESS TO PRIOR APPLICATION: The filing of this CPA will be construed to include a waiver of confidentiality by the applicant under 35 U.S.C. 122 to the extent that any member of the public who is entitled under the provisions of 37 C.F.R. § 1.14 to access to, copies of, or information concerning, the prior application may be given similar access to, copies of, or similar information concerning, the other application or applications in the file jacket.

35 U.S.C. 120 STATEMENT: In a CPA, no reference to the prior application is needed in the first sentence of the specification and none should be submitted. If a sentence referencing the prior application is submitted, it will not be entered. A request for a CPA is the specific reference required by 35 U.S.C. 120 and to every application assigned the application number identified in such request. 37 C.F.R. § 1.78(a).

1. ☒ Enter the unentered amendment previously filed on July 13, 2000
under 37 C.F.R. § 1.116 in the prior nonprovisional application.
2. ☐ A preliminary amendment is enclosed.
3. This application is filed by fewer than all the inventors named in the prior application, 37 C.F.R. § 1.53 (d)(4).
 - a. ☐ DELETE the following inventor(s) named in the prior nonprovisional application:

 - b. ☐ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
4. ☐ A new power of attorney or authorization of agent (PTO/SB/81) is enclosed.
5. Information Disclosure Statement (IDS) is enclosed:
 - a. ☐ PTO-1449
 - b. ☐ Copies of IDS Citations

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[Page 1 of 2]

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(Continued Prosecution Application (CPA) Request Transmittal (PTO/SB/29)) [4-2.1]—page 1 of 2

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CLAIMS	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
TOTAL CLAIMS (37 C.F.R. § 1.16(c) or (i))		34 -20* =	14	x \$ 18 =	\$252.00
INDEPENDENT CLAIMS (37 C.F.R. § 1.16(b) or (i))		10 -3** =	7	x \$ 78 =	546.00
MULTIPLE DEPENDENT CLAIMS (if applicable) (37 C.F.R. § 1.18(d))				+ \$ =	
				BASIC FEE (37 C.F.R. § 1.16)	\$690.00
				Total of above Calculations =	798.00
Reduction by 50% for filing by small entity (Note 37 C.F.R. §§ 1.9, 1.27 & 1.28).					
* Reissue claims in excess of 20 and over original patent. ** Reissue independent claims over original patent.				TOTAL =	\$1,488.00

6. Small entity status:

- a. ☐ A small entity statement is enclosed, if (b) and (c) do not apply.
b. ☐ A small entity statement was filed in the prior nonprovisional application and such status is still proper and desired.
c. ☐ Is no longer claimed.

7. The Commissioner is hereby authorized to credit overpayments or charge the following fees to Deposit Account No. _____:

- a. ☐ Fees required under 37 C.F.R. § 1.16.
b. ☐ Fees required under 37 C.F.R. § 1.17.
c. ☐ Fees required under 37 C.F.R. § 1.18.

8. ☒ A check in the amount of \$ 1,488.00 is enclosed.

9. ☒ New Attorney Docket Number, if desired CISCO-0610

(Prior application Attorney Docket Number will carryover to this CPA unless a new Attorney Docket Number has been provided herein.)

10 a. ☐ Receipt For Facsimile Transmitted CPA (PTO/SB/29A)

b. ☒ Return Receipt Postcard (Should be specifically itemized, See MPEP 503)

11. ☐ Other: _____

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NOTE: The prior application's correspondence address will carry over to this CPA UNLESS a new correspondence address is provided below.

12. NEW CORRESPONDENCE ADDRESS

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(Insert Customer No. or Attach bar code label here)

or ☐ New correspondence address below

Name	David B. Ritchie				
	D'Alessandro & Ritchie				
Address	P.O. Box 640640				
City	San Jose	State	CA	Zip Code	95164-0640
Country	USA	Telephone	(408) 441-1100	Fax	(408) 441-8400

13. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print /Type)

David B. Ritchie

Signature

Registration No. (Attorney/Agent)

31,562

Date

8/31/2000



CISCO-0610

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Chandrupatla et al.

Serial No. 09/198,590

Filed: November 23, 1998

For: AGGREGATION OF USER USAGE
DATA FOR ACCOUNTING SYSTEMS IN
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NETWORKS

Art Unit: 2764

Examiner: Nguyen, N.

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Lola R. Salazar
Lola R. Salazar

**CONTINUED PROSECUTION APPLICATION
TRANSMITTAL LETTER
37 C.F.R. § 1.53(d)**

Honorable Assistant Commissioner
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Dear Sir:

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This is a request for filing under the Continued Prosecution Application Procedure, 37
C.F.R. § 1.53(d); for a continuation application of prior application Serial No. 09/198,590, filed

November 23, 1998, naming inventor Chandrupatla et al. The prior application is assigned of record to Cisco Technology, Inc.

The attorney's Docket Number of this application is CISCO-0610.

Kindly address all communications regarding this application to:

David B. Ritchie
D'Alessandro & Ritchie
P.O. Box 640640
San Jose, California 95164-0640
Telephone (408) 441-1100


A check in the amount of \$690.00 is enclosed for the filing fee for a large entity, calculated as follows:

Basic Filing Fee:	\$ 690.00
Additional Claims (14)	\$ 252.00
<u>Additional Independent Claims (7)</u>	<u>\$ 546.00</u>
Total Filing Fee:	\$ 1488.00

In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. § 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, the Assistant Commissioner is hereby authorized to charge or credit the difference to our Deposit Account No. 04-0025. A duplicate copy of this page is enclosed.

Respectfully submitted,
D'ALESSANDRO & RITCHIE

Dated: August 31, 2000



David B. Ritchie
Reg. No. 31,562

D'Alessandro & Ritchie
P.O. Box 640640
San Jose, CA 95164-0640
(408) 441-1100



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
Chandrupatla et al.)
)
Serial No. 09/198,590)
)
Filed: November 23, 1998)
)
For: AGGREGATION OF USER USAGE)
DATA FOR ACCOUNTING SYSTEMS IN)
DYNAMICALLY CONFIGURED)
NETWORKS)

Art Unit: 2764
Examiner: Nguyen, N.

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Washington, D.C. 20231

Date Lola R. Salazar
Lola R. Salazar

REQUEST FOR EXTENSION OF TIME

Honorable Assistant Commissioner
for Patents
Washington, D.C. 20231

Dear Sir:

Applicant(s) request an extension of time of one month to the Office Action of
May 10, 2000. Enclosed is the requisite fee of \$110.00 as calculated pursuant to 37
C.F.R. §§1.17(a-c) below:

	Small Entity	Std. Fee
One-month extension	<input type="checkbox"/> \$ 55.00	x \$ 110.00
Two-month extension	<input type="checkbox"/> \$190.00	<input type="checkbox"/> \$ 380.00

Three-month extension
Four-month extension

☐ \$435.00
☐ \$680.00

☐ \$ 870.00
☐ \$ 1,360.00

The Assistant Commissioner is hereby authorized to charge any additional fees or credit any overpayment to Deposit Account No. 04-0025. A duplicate copy of this page is enclosed.

Respectfully submitted,
D'ALESSANDRO & RITCHIE



David B. Ritchie
Reg. No. 31,562

Dated: August 31, 2000

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San Jose, CA 95164-0640
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